

AN ORDINANCE amending the Thoroughfare
Plan of the City Comprehensive ("Master")
Plan by vacating a dedicated easement.

WHEREAS, a petition to vacate a dedicated easement
within the City of Fort Wayne (as more specifically
described below) was duly filed with the City Planning
Commission; and

WHEREAS, said Commission duly held a public hearing
thereof; and

WHEREAS, said Commission has duly forwarded its
recommendation to this body approving said petition, all in
accordance with I.C. 36-7-4-512(2) and this body having
held a public hearing on said vacation as provided in
I.C. 36-7-3-12; and

WHEREAS, this body concurs in the recommendation of
the City Planning Commission.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the petition filed herein to vacate a
dedicated easement within the City of Fort Wayne, more
specifically described as follows, to-wit:

For the vacation of a portion of a fifty foot wide
utility and surface drainage easement laying adjacent
to and parallel with the North line of Fox Chase
condominiums in a part of Richardsville Reserve in
Township 31 North, Range 13 East, Allen County,
Indiana, and bounded and described as follows:
Commencing at the southwest corner of Richardsville
Reserve in Township 31 North, Range 13 East; thence
North 26 degrees 00 minutes 00 seconds East along the
West line of said Reserve, 3709.52 feet; thence South
88 degrees 46 minutes 13 seconds East along the North
line of Fox Chase, Section I, 1316.09 feet to the
Northwest corner of the land being occupied by Unit 19
in Fox Chase; thence South 29 degrees 30 minutes 23
seconds East along the West line of the lands occupied
by said Unit 19, 58.17 feet to a point on the South
line of a fifty foot wide utility and surface drainage
easement; thence South 88 degrees 46 minutes 13 seconds
East along the South line of said easement 80.00 feet;
thence South 88 degrees 46 minutes 13 seconds East,

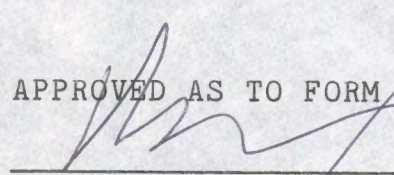
30.00 feet; thence North 01 degrees 13 minutes 47
seconds East, 10.00 feet; thence North 88 degrees 46
minutes 13 seconds West, 30.00 feet; thence South 01
degrees 13 minutes 47 seconds West, 10.00 feet to the
point of beginning of easement vacation.

and which vacating amends the Thoroughfare Plan of the City
Comprehensive ("Master") Plan and is hereby approved in all
respects.

SECTION 2. That this Ordinance shall be in full force
and effect from and after its passage, any and all necessary
approval by the Mayor.


COUNCILMEMBER

APPROVED AS TO FORM AND LEGALITY:


BRUCE O. BOXBERGER, CITY ATTORNEY

**Public hearing to be held on _____, the
_____ day of _____, 1986, in the
Council Chambers.

Sandra E. Kennedy, City Clerk

Read the first time in full and on motion by E. Isenhardt
seconded by Stier, and duly adopted, read the second time
by title and referred to the Committee Regulation (and the Ci
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Way
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ M., E

DATE: 10-14-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by E. Isenhardt
seconded by Stier, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	_____	_____	<u>1</u>	_____
<u>BRADBURY</u>	_____	_____	_____	<u>1</u>	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GIAQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 12-23-86

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. D-40-86
on the 23rd day of December, 1986,

ATTEST:

(SEAL)

Sandra E. Kennedy

Samuel J. Talarico

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 26th day of December, 1986
at the hour of 11:00 o'clock 7 .M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of December
1986, at the hour of 11:00 o'clock 7 .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

RECEIPT

A # 14751

No 1139

COMMUNITY DEVELOPMENT & PLANNING

FT. WAYNE, IND.,

9/18 19*86*

RECEIVED FROM

Wissner

\$

100.00

THE SUM OF

One hundred & 00/100

100

DOLLARS

ON ACCOUNT OF

utility expense
[Signature]

AUTHORIZED SIGNATURE

PETITION TO PARTIALLY VACATE EASEMENT AS PLATTED IN FOX CHASE
CONDOMINIUM, AS RECORDED IN CONDOMINIUM PLAT RECORD 6, PAGES 73-90,
IN THE ALLEN COUNTY RECORDER'S OFFICE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner, does hereby respectfully petition
the Fort Wayne City Plan Commission to vacate the following part of
that Fifty (50) foot wide dedicated utility and surface drainage
easement within the City of Fort Wayne, Indiana, and hereby de-
scribed as follows:

For the vacation of a portion of a fifty foot wide utility and surface
drainage easement laying adjacent to and parallel with the North line
of Fox Chase condominiums in a part of Richardsville Reserve in Township
31 North, Range 13 East, Allen County, Indiana, and bounded and
described as follows: Commencing at the southwest corner of Richardsvill
Reserve in Township 31 North, Range 13 East; thence North 26 degrees
00 minutes 00 seconds East along the west line of said Reserve,
3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East
along the north line of Fox Chase, Section I, 1316.09 feet to the
northwest corner of the land being occupied by Unit 19 in Fox
Chase; thence South 29 degrees 30 minutes 23 seconds East along the
west line of the lands occupied by said Unit 19, 58.17 feet to a
point on the South line of a fifty foot wide utility and surface
drainage easement; thence South 88 degrees 46 minutes 13 seconds
East along the South line of said easement 80.00 feet; thence South
88 degrees 46 mintues 13 seconds East, 30.00 feet; thence North 01
degrees 13 minutes 47 seconds East, 10.00 feet; thence North 88
degrees 46 minutes 13 seconds West, 30.00 feet; thence South 01
degrees 13 minutes 47 seconds West, 10.00 feet to the point of
beginning of easement vacation.

as depicted in Exhibit "A", which Exhibit is incorporated herein and
made a part hereof.

In support thereof, your petitioner would represent as follows:

1. That it is the only owner of the real estate bordering both
sides of the parcel of land on which the easement vacation is being
requested.

2. That all utilities of the Fox Chase Condominium Project
have been previously installed, and that none lie within the parcel
of land for which the easement vacation is being requested.

3. That no other firm, person or corporation is interested in
or affected by the requested vacation.

4. That if said requested easement vacation is granted, there
will still remain a Forty (40) foot wide utility and surface drainage
easement, which is more than adequate for the needs of the City of
Fort Wayne.

5. That there exists a substantial need on the part of petitioner to have said easement vacated, in that due to a surveying error, a substantial residential home has been built on said easement, and that said easement must be partially vacated as requested, in order to clear the title for Unit 19 in Fox Chase Condominiums.

7. That the maintenance of said utility and surface drainage easement is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be in the best interest of the City and the citizens thereof.

Your petitioner files this petition pursuant to the authority granted in Indiana Code, Section 36-7-4-512, in order to complete the vacation as above described.

WHEREFORE, your petitioner prays that the above described utility and surface drainage easement be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 5th DAY OF September, 1986.

CHRIS STAUFFER HOMES, INC.

BY: Chris Stauffer
CHRIS STAUFFER, President

2030 Fox Chase Run
Fort Wayne, IN 46825

This Instrument Prepared By:

Terry A. Stauffer
Attorney at Law
1800 Lincoln Bank Tower
Fort Wayne, IN 46802
Telephone: (219) 424-8223

LEGAL DESCRIPTION

For the vacation of a portion of a fifty foot wide utility and surface drainage easement laying adjacent to and parallel with the North line of Fox Chase condominiums in a part of Richardsville Reserve in Township 31 North, Range 13 East, Allen County, Indiana, and bounded and described as follows: Commencing at the southwest corner of Richardsville Reserve in Township 31 North, Range 13 East; thence North 26 degrees 00 minutes 00 seconds East along the west line of said Reserve, 3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East along the north line of Fox Chase, Section I, 1316.09 feet to the northwest corner of the land being occupied by Unit 19 in Fox Chase; thence South 29 degrees 30 minutes 23 seconds East along the west line of the lands occupied by said Unit 19, 58.17 feet to a point on the South line of a fifty foot wide utility and surface drainage easement; thence South 88 degrees 46 minutes 13 seconds East along the South line of said easement 80.00 feet; thence South 88 degrees 46 minutes 13 seconds East, 30.00 feet; thence North 01 degrees 13 minutes 47 seconds East, 10.00 feet; thence North 88 degrees 46 minutes 13 seconds West, 30.00 feet; thence South 01 degrees 13 minutes 47 seconds West, 10.00 feet to the point of beginning of easement vacation.

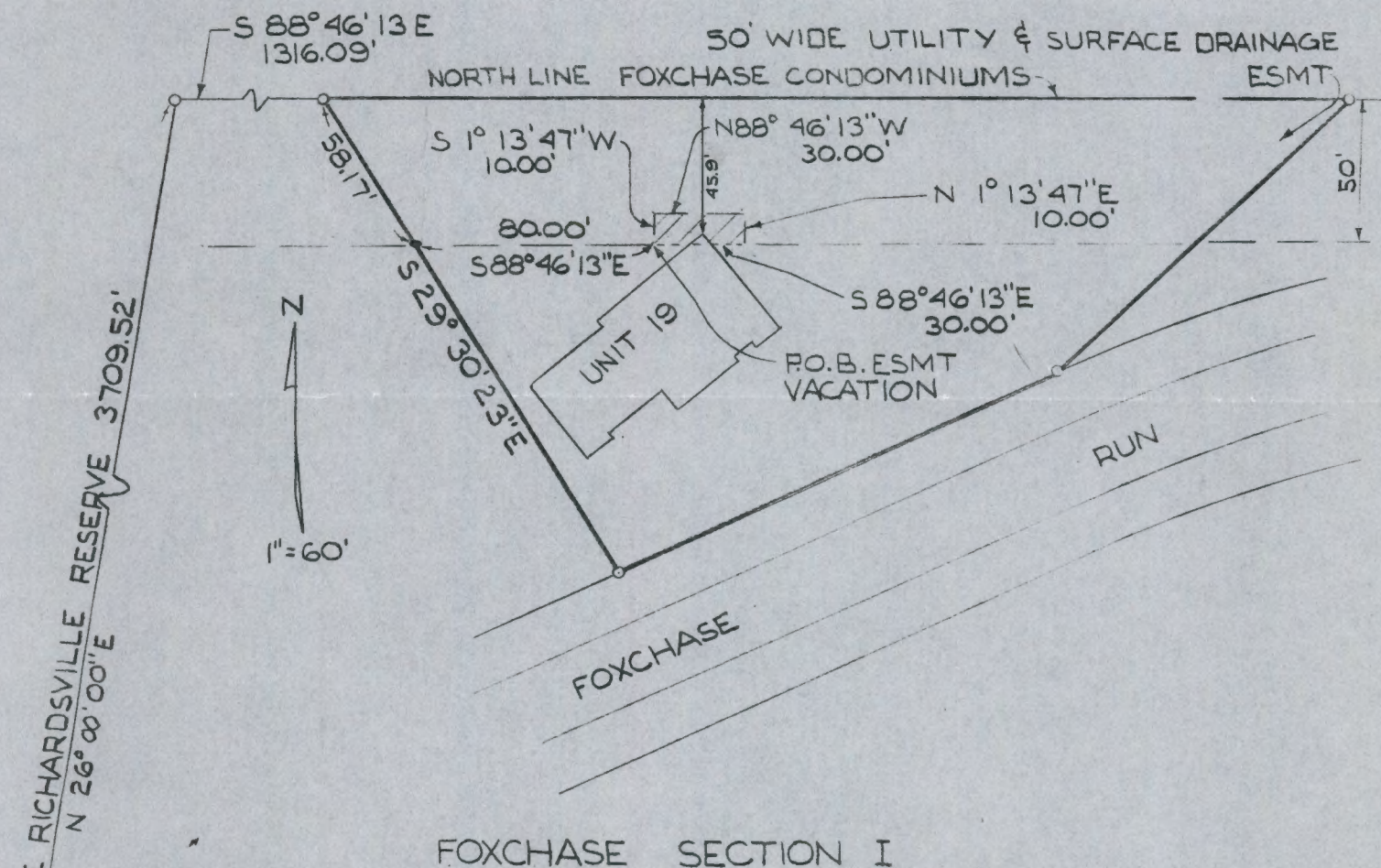
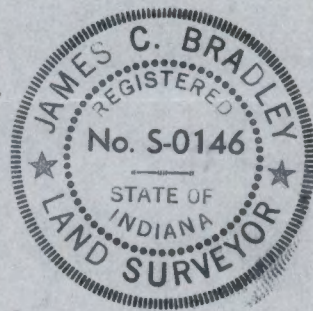


EXHIBIT "A"

Prepared By: Turnbell Engineering Co., Inc.
Date: September 11, 1986



James C. Bradley
9-11-86

RESOLUTION 77-8-11

WHEREAS, CHRIS STAUFFER HOMES, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a dedicated utility easement situated in Fort Wayne, Allen County, to-wit:

For the vacation of a portion of a fifty foot wide utility and surface drainage easement laying adjacent to and parallel with the North line of Fox Chase condominiums in a part of Richardsville Reserve in Township 31 North, Range 13 East, Allen County, Indiana, and bounded and described as follows: Commencing at the southwest corner of Richardsville Reserve in Township 31 North, Range 13 East; thence North 26 degrees 00 minutes 00 seconds East along the West line of said Reserve, 3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East along the North line of Fox Chase, Section I, 1316.09 feet to the Northwest corner of the land being occupied by Unit 19 in Fox Chase; thence South 29 degrees 30 minutes 23 seconds East along the West line of the lands occupied by said Unit 19, 58.17 feet to a point on the South line of a fifty foot wide utility and surface drainage easement; thence South 88 degrees 46 minutes 13 seconds East along the South line of said easement 80.00 feet; thence South 88 degrees 46 minutes 13 seconds East, 30.00 feet; thence North 01 degrees 13 minutes 47 seconds East, 10.00 feet; thence North 88 degrees 46 minutes 13 seconds West, 30.00 feet; thence South 01 degrees 13 minutes 47 seconds West, 10.00 feet to the point of beginning of easement vacation.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and.

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a portion of a dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of a portion of dedicated utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

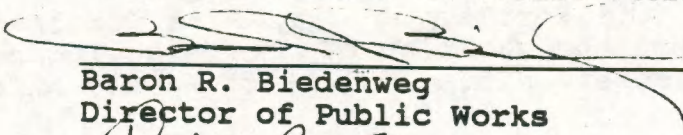
BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of a dedicated utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

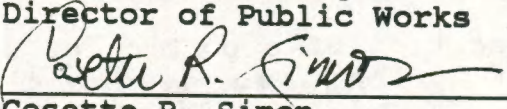
STATE OF INDIANA)) SS:
COUNTY OF ALLEN)

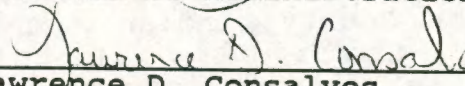
I, Barton R. Biederman, ~~Acting~~ Director
of the Board of Public Works, do hereby certify that attached
hereto is a full, true and correct copy of a resolution adopted
by the Fort Wayne Board of Public Works at their meeting held
November 19, 1986 and as same appears
of record in the official records of the Board of Public Works

DATED THIS 19th DAY OF November 1986

FORT WAYNE BOARD OF PUBLIC WORKS


Baron R. Biedenweg
Director of Public Works


Cosette R. Simon
Director of Administration & Finance


Lawrence D. Consalvos
Director of Public Safety

RESOLUTION

WHEREAS, CHRIS STAUFFER HOMES, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a dedicated utility easement situated in Fort Wayne, Allen County, to-wit:

For the vacation of a portion of a fifty foot wide utility and surface drainage easement laying adjacent to and parallel with the North line of Fox Chase condominiums in a part of Richardsville Reserve in Township 31 North, Range 13 East, Allen County, Indiana, and bounded and described as follows: Commencing at the southwest corner of Richardsville Reserve in Township 31 North, Range 13 East; thence North 26 degrees 00 minutes 00 seconds East along the West line of said Reserve, 3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East along the North line of Fox Chase, Section I, 1316.09 feet to the Northwest corner of the land being occupied by Unit 19 in Fox Chase; thence South 29 degrees 30 minutes 23 seconds East along the West line of the lands occupied by said Unit 19, 58.17 feet to a point on the South line of a fifty foot wide utility and surface drainage easement; thence South 88 degrees 46 minutes 13 seconds East along the South line of said easement 80.00 feet; thence South 88 degrees 46 minutes 13 seconds East, 30.00 feet; thence North 01 degrees 13 minutes 47 seconds East, 10.00 feet; thence North 88 degrees 46 minutes 13 seconds West, 30.00 feet; thence South 01 degrees 13 minutes 47 seconds West, 10.00 feet to the point of beginning of easement vacation.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on October 20, 1986 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated portion of utility easement.

WHEREAS, said vacation of dedicated portion of utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated portion of a utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated portion of utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated portion of utility easement or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated

portion of utility easement in Allen County, Indiana.

STATE OF INDIANA)

) SS:

COUNTY OF ALLEN)

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held October 27, 1986, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 2 DAY OF December 1986

FORT WAYNE CITY PLAN COMMISSION

Melvin O. Smith
Melvin O. Smith, Secretary

Division of Community Development & Planning

1-201-1111

G-80-10-16

BILL NUMBER

BRIEF TITLE

APPROVAL DEADLINE

REASON

Utility Easement Vacation

DETAILS

<p>Specific Location and/or Address</p> <p>Easement platted in Fox Chase Condominiums</p>
<p>Reason for Project</p> <p>To correct surveyor's error allowing for home to be built encroaching into easement.</p>
<p>Discussion (Including relationship to other Council actions)</p> <p><u>20 October 1986 - Public Hearing</u></p> <p>Terry Stauffer, stated that a residence was built on the property which encroached into the easement. He stated it was a surveyor's error and they were requesting the vacation of said easement in order to clear up the error. He stated that all of the utilities are in this area and even with this vacation there will remain a 40 foot surface drainage easement.</p> <p>There was no one present who wished to speak in favor of or in opposition to the proposed vacation.</p> <p><u>27 October 1986 - Business Meeting</u></p> <p>Motion was made to return the ordinance to the Common Council with a DO PASS recommendation, motion carried.</p> <p>Of the eight members present 7 voted in favor of the motion one did not vote.</p>

POSITIONS

RECOMMENDATIONS

<p>Sponsor</p>	<p>City Plan Commission</p>
<p>Area Affected</p>	<p>City Wide</p> <p>Other Areas</p>
<p>Applicants/Proponents</p>	<p>Applicant(s)</p> <p>Chris Stauffer Homes</p> <p>City Department</p> <p>Other</p>
<p>Opponents</p>	<p>Groups or Individuals</p> <p>Basis of Opposition</p>
<p>Staff Recommendation</p>	<p><input checked="" type="checkbox"/> For <input type="checkbox"/> Against</p> <p>Reason Against</p>
<p>Board or Commission Recommendation</p>	<p>By</p> <p><input checked="" type="checkbox"/> For <input type="checkbox"/> Against</p> <p><input type="checkbox"/> No Action Taken</p> <p><input type="checkbox"/> For with revisions to condition (See Details column for condition)</p>
<p>CITY COUNCIL ACTIONS (For Council use only)</p>	<p><input type="checkbox"/> Pass <input type="checkbox"/> Other</p> <p><input type="checkbox"/> Pass (as amended) <input type="checkbox"/> Hold</p> <p><input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass</p>

DETAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 18 September 1986

Projected Completion or Occupancy

Date 2 December 1986

Fact Sheet Prepared by

Date 2 December 1986

Patricia Biancaniello

Reviewed by

Date

3 Dec. 1986

Reference or Case Number

ORIGINAL

Admn. Appr. _____

COUNCILMANIC DISTRICT No. _____

DIGEST SHEET

ORIGINAL

TITLE OF ORDINANCE Easement Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - CD&P

SYNOPSIS OF ORDINANCE Partial Easement Vacation as platted in

Fox Chase Condominiums

D-86-10-16

EFFECT OF PASSAGE Property is presently dedicated easement. Property will be vacated and revert to adjacent property owners.

EFFECT OF NON-PASSAGE Property will remain a dedicated easement.

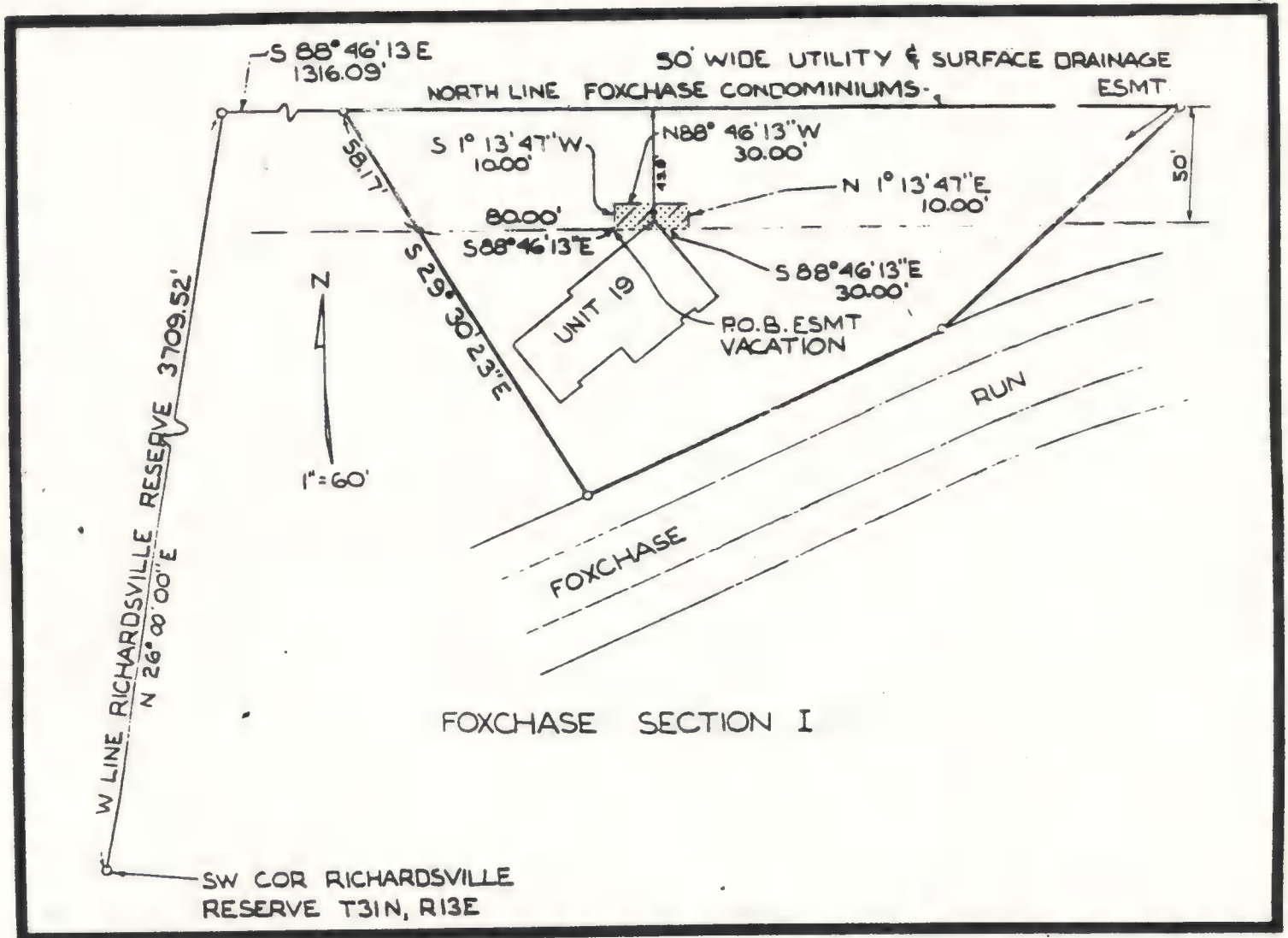
MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) _____)

A PETITION TO VACATE THE DESCRIBED PETITION EASEMENT.

MAP NO. Q-42

COUNCILMANIC DISTRICT NO. 3



ZONING:

LAND USE:

SCALE: N.T.S.

DATE: 10-6-84



BILL NO. G-86-10-16

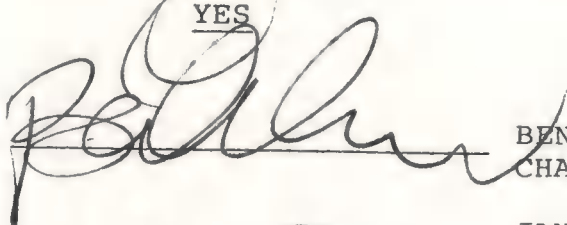
REPORT OF THE COMMITTEE ON REGULATIONS

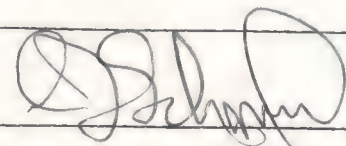
WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the Thoroughfare
Plan of the City Comprehensive ("Master") Plan by vacating a
dedicated easement

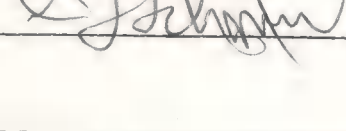
HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG
LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)
(~~RESOLUTION~~)

YES

NO

 BEN A. EISBART
CHAIRMAN

 JANET G. BRADBURY
VICE CHAIRWOMAN

 DONALD J. SCHMIDT

 THOMAS C. HENRY

 CHARLES B. REDD

CONCURRED IN 1223-86

SANDRA E. KENNEDY
CITY CLERK

Legal Notice Attached

AGENT: Terry Stauffer / 1800 Lincoln Bank Tower / City 02

South a distance of 396.7 feet to
of Lot Numbered 21 in Southwood Park

10 feet of the East 24 feet of the South 14 feet
Section 14, T30N, R12E, and Pt. O.L. #3 (E. of
anna and Hamilton's Sub. of Richardville Reserve as
in Deed Record 462 Page 555-57.

Also, an easement 14 feet uniform in width on a centerline,
commencing at a point 38 feet West of the South projected
centerline of Beaver Avenue (vacated) and 397 feet North of the
centerline of Lexington Avenue; thence, Southeasterly to a point
on the above South projected centerline 286 feet North of the
centerline of Lexington Avenue; thence, South along South
projected centerline of Beaver Avenue (vacated) to Lexington
Avenue.

Also, an easement 14 feet uniform in width on a centerline
commencing at a point on the West right-of-way line of Beaver
Avenue (vacated) and the East property line of Lot Numbered 18
in Wiebkes Homestead Addition Section "A" in SE 1/4 Section 15,
T30N, R12E in Allen County, Indiana and 44 feet South of Rudisill
Boulevard; thence, Westerly to a point 30 feet South of Rudisill
Boulevard and 32 feet East of the West property line of Lot
Numbered 15 in said addition; thence, Southerly and parallel to
the West property line of said Lot Numbered 15, 32 feet East of
West property line.

Except, the East 20 feet of Lot Numbered 18 in said addition.

Also, the West ~~14~~ feet of Lot Numbered 39 in Wiebkes Homestead
Addition Section "A" in SE 1/4 Section 15, T30N, R12 E in Allen
County, Indiana.

PARTIAL VACATION OF EASEMENT IN FOX CHASE CONDOMINIUMS

For the vacation of a portion of a fifty foot wide utility and
surface drainage easement laying adjacent to and parallel with
the North line of Fox Chase condominiums in a part of
Richardsville Reserve in Township 31 North, Range 13 East, Allen
County, Indiana, and bounded and described as follows:
Commencing at the southwest corner of Richardsville Reserve in
Township 31 North, Range 13 East; thence North 26 degrees 00
minutes 00 seconds East along the West line of said Reserve,
3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East
along the North line of Fox Chase, Section I, 1316.09 feet to
the Northwest corner of the land being occupied by Unit 19 in
Fox Chase; thence South 29 degrees 30 minutes 23 seconds East
along the West line of the lands occupied by said Unit 19, 58.17
feet to a point on the South line of a fifty foot wide utility
and surface drainage easement; thence South 88 degrees 46
minutes 13 seconds East along the South line of said easement
80.00 feet; thence South 88 degrees 46 minutes 13 seconds East,
30.00 feet; thence North 01 degrees 13 minutes 47 seconds East,
10.00 feet; thence North 88 degrees 46 minutes 13 seconds West,
30.00 feet; thence South 01 degrees 13 minutes 47 seconds West,
10.00 feet to the point of beginning of easement vacation.



The City of Fort Wayne

December 10, 1986

Ms. Marilyn Romine
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Romine:

Please give the attached full coverage on the date of
December 13, 1986, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-86-10-16
Bill No. G-86-08-31

Please send us 4 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-86-10-16

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, December 23, 1986, at 7:00 P.M., (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

REGARDING--Partial Easement Vacation as platted in Fox Chase Condominiums

~~REGARDING~~ PARTIAL VACATION OF EASEMENT IN FOX CHASE CONDOMINIUMS

For the vacation of a portion of a fifty foot wide utility and surface drainage easement laying adjacent to and parallel with the North line of Fox Chase condominiums in a part of Richardsville Reserve in Township 31 North, Range 13 East, Allen County, Indiana, and bounded and described as follows: Commencing at the southwest corner of Richardsville Reserve in Township 31 North, Range 13 East; thence North 26 degrees 00 minutes 00 seconds East along the West line of said Reserve, 3709.52 feet; thence South 88 degrees 46 minutes 13 seconds East along the North line of Fox Chase, Section I, 1316.09 feet to the Northwest corner of the land being occupied by Unit 19 in Fox Chase; thence South 29 degrees 30 minutes 23 seconds East along the West line of the lands occupied by said Unit 19, 58.17 feet to a point on the South line of a fifty foot wide utility and surface drainage easement; thence South 88 degrees 46 minutes 13 seconds East along the South line of said easement 80.00 feet; thence South 88 degrees 46 minutes 13 seconds East, 30.00 feet; thence North 01 degrees 13 minutes 47 seconds East, 10.00 feet; thence North 88 degrees 46 minutes 13 seconds West, 30.00 feet; thence South 01 degrees 13 minutes 47 seconds West, 10.00 feet to the point of beginning of easement vacation.

All interested parties are invited to appear and be heard.

Fort Wayne Common Council

Sandra E. Kennedy



The City of Fort Wayne

December 10, 1986

Terry Stauffer
1800 Lincoln Bank Tower
Fort Wayne, IN 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-86-10-16

You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, December 23, 1986, at 7:00 P.M., in the Council Conference Room 128, 1st Floor, City-County Bldg., One Main Street, Fort Wayne, IN, on the following:

Easement platted in Fox Chase Condominiums
To correct surveyor's error allowing for
home to be built encroaching into easement.

All interested parties are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

Fort Wayne Common Council

Sandra E. Kennedy
City Clerk

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines 3
Body number of lines 37
Tail number of lines 2
Total number of lines in notice 42

COMPUTATION OF CHARGES

42 lines, 1 columns wide equals 42 equivalent lines at .300¢ \$ 12.60
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 2 extra 1.00

TOTAL AMOUNT OF CLAIM \$ 13.60

DATA FOR COMPUTING COST

Width of single column 12.5 picas Size of type 6 point
Number of insertions 1 Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Dec. 13 19 86

Title CLERK

FORM #904

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time the dates of publication being as follows:

12/13/86

Subscribed and sworn to me before this 13th day of December 19 86

Shelley R. LaRue Notary Public

My commission expires March 3, 1990

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-86-10-16
Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, December 23, 1986, at 7:00 P.M., (EST) in Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:
REGARDING-Partial Easement Vacation as platted in Fox Chase Condominiums
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All interested parties are invited to appear and be heard.
Fort Wayne Common Council
Sandra E. Kennedy

Fort Wayne Common Council

(Governmental Unit)

Allen

County, IN

To NEW-SENTINEL
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

3

37

2

42

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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date Dec. 13 86, 19

Title CLERK

FORM #903

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose

that he/she is CLERK of the

NEW-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, one time

which was duly published in said paper for the dates of publication being as follows:

12/13/86

Subscribed and sworn to me before this 13th day of December 1986

Shelley R. LaRue
Notary Public

March 3, 1990

My commission expires

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
BILL NO. G-86-10-16

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All interested parties are invited to appear and be heard.

Fort Wayne Common Council
Sandra E. Kennedy